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UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

USA

vs.

(1) Higinio O. Ochoa III  
*Defendant*

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§

Case Number: AU:12-M -00163(1)

Dear Sir or Madam:

TAKE NOTICE that the above-entitled case has been set before:

**U.S. MAGISTRATE JUDGE JOHN W. PRIMOMO,**

at the **U.S. Courthouse, 200 W. 8th St. Austin, Texas Courtroom #4**, for the following:

**PRELIMINARY HEARING**

on **Tuesday, April 10, 2012 at 10:30 AM**

EVERYONE to whom this notice is addressed (except those to whom copies are sent for information only) must appear IN PERSON unless excused from appearing by the Court.

ATTORNEYS are reminded that it is their duty to advise clients, witnesses, and others concerning rules of decorum to be observed in Court. (Local Court Rule AT-5(b)(12)). If defendant chooses to waive hearing after consulting with his/her counsel, the attached waiver must be completed and filed.

WHENEVER defendants or witnesses in a criminal case have need for the services of a court interpreter, the attorney must inform the Clerk not later than five (5) business days before the scheduled Court proceeding.

If defendant chooses to waive hearing, a written waiver (see attached) must be signed by defendant and his/her counsel and filed by 4:00 p.m. the day before scheduled hearing.

Date Issued: March 27, 2012

(1) Higinio O. Ochoa III

Jose Gonzalez-Falla  
Attorney at Law

/s/

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Annette French  
Magistrate Courtroom Deputy  
(512) 916-5896 ext. 248

cc: U.S. MAGISTRATE JUDGE  
U.S. Probation  
U.S. Pretrial Services  
U.S. Clerk  
U.S. Attorney

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

USA

vs.

(1) Higinio O. Ochoa III

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NO: AU:12-M -00163(1)

**WAIVER OF A PRELIMINARY HEARING**

I understand that I have been charged with an offense in a criminal complaint filed in this court, or charged with violating the terms of probation or supervised release in a petition filed in this court. A magistrate judge has informed me of my right to a preliminary hearing under Fed. R. Crim. P. 5, or to a preliminary hearing under Fed. R. Crim. P. 32.1.

I agree to waive my right to a preliminary hearing under Fed. R. Crim. P. 5 or Fed. R. Crim. P. 32.1.

Date: \_\_\_\_\_

\_\_\_\_\_  
Defendant's signature

\_\_\_\_\_  
Signature of defendant's attorney